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April 30, 2019

**VIA ECF**

Hon. Pamela K. Chen, U.S.D.J.  
United States District Court, E.D.N.Y.  
255 Cadman Plaza East  
Brooklyn, NY 11201-1800

RE: *Gold v. Shapiro, DiCaro, & Barak, LLC, et al.*, Docket No. 1:18-cv-06787-PKC-SJB

Dear Judge Chen:

I represent Defendant, Shapiro, DiCaro & Barak, LLC (“Defendant” or “Shapiro”) in the above-referenced action. Pursuant to Your Honor’s March 21, 2019 and March 22, 2019 Orders, I submit this supplemental letter in further support of Shapiro’s Motion to Dismiss (ECF No. 24).

In that regard, Co-Defendants, Select Portfolio Servicing, Inc. (“SPS”) and The Bank of New York Mellon Trust Company, Trustee (“BONY”) (collectively “Co-Defendants”), through their counsel, have interposed a separate supplemental letter, dated April 30, 2019 (ECF No. 31), and for the sake of judicial economy, Shapiro fully incorporates all of the legal arguments contained in Co-Defendants’ supplemental letter, and for the reasons set forth therein, the Court should likewise grant Shapiro’s Motion to Dismiss.

Thank you for your consideration of this request.

Respectfully submitted,

/s/ John A. DiCaro

John A. DiCaro, Esq.

Cc: Btzalel Hirschhorn, Esq. (via ECF)  
Adam M. Swanson, Esq. (via ECF)

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